

From: Henry Cross
To: Microsoft ATR
Date: 12/11/01 9:12pm
Subject: Microsoft Judgement & Open Source

Some of the verbiage of the proposed remedy does not allow for competition from Microsofts greatest competiton - Open Source.

Please fix this verbiage:

Section III(J)(2) contains some very strong language against not-for-profits. Specifically, the language says that it need not describe nor license API, Documentation, or Communications Protocols affecting authentication and authorization to companies that don't meet Microsoft's criteria as a business: "... (c) meets reasonable, objective standards established by Microsoft for certifying the authenticity and viability of its business, ..."

So much for SAMBA and other Open Source projects that use Microsoft calls. The settlement gives Microsoft the right to effectively kill these products.

Section III(D) takes this disturbing trend even further. It deals with disclosure of information regarding the APIs for incorporating non-Microsoft "middleware." In this section, Microsoft discloses to Independent Software Vendors (ISVs), Independent Hardware Vendors (IHVs), Internet Access Providers (IAPs), Internet Content Providers (ICPs), and Original Equipment Manufacturers (OEMs) the information needed to inter-operate with Windows at this level. Yet, when we look in the footnotes at the legal definitions for these outfits, we find the definitions specify commercial concerns only.

This verbiage should be fixed if this is to be a "remedy".

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Mix LINUX, SQL and TCP/IP with just a dash of HTML.
Place in an Intel box at 300MHz until done.
Serve *HOT* with a garnish of SMP.

LINUX - the Swiss Army Knife of OS's

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Send and receive Hotmail on your mobile device: <http://mobile.msn.com>

